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Via ECF

March 17, 2011

Chambers of The Honorable
Allyne R. Ross
United States District Court
Eastern District of New York
225 Cadman Plaza East
Brooklyn, NY 11201

Re: United States v. Shapiro
CR 1:93-cr-01287-ARR
Our File No.: 10-4

Dear Judge Ross:

In reviewing this matter, I note that in excess of sixty days has passed since Senior Judge David G. Trager's untimely passing. I write to request that the Court set a date for sentencing as Mr. Shapiro's incarceration is now approaching nine months and the Government's contention that Mr. Shapiro would be sentenced to felony time in State Court has not proved to be the case.

Additionally, it is clear that as early as October 29, 2010, Judge Trager was seriously considering a non-incarceration of sentence. We are now approaching five months since that pronouncement.

Mr. Shapiro has been most patient. It is now time to move forward.

Very truly yours,

/s/: Harry C. Batchelder, Jr.

Harry C. Batchelder, Jr.

HCB/ca

cc: Assistant United States Attorney
Amir Toossi (ECF)

Senior Probation Officer Gregory Carter
Office of United States Probation (USPS)

Robert Shapiro (USPS)